



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

HD:hd
Docket No: 07906-99
1 February 2001

LT [REDACTED] USN
[REDACTED]
[REDACTED]

Dear Lieutenant [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552. Your request for a special selection board was not considered, as you have been promoted to lieutenant.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session; considered your application on 1 February 2001. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by the Navy Personnel Command dated 13 October 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. The Board was unable to find your shore assignment to the Naval Consolidated Brig, Charleston, vice sea duty prejudiced your chances before the Fiscal Year 00 Active Line Lieutenant (Limited Duty Officer) Selection Board, nor could they find the assignment was unwarranted. In view of the above, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records.

Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure



DEPARTMENT OF THE NAVY
BUREAU OF NAVAL PERSONNEL
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

5420
PERS-85
13 Oct 00

MEMORANDUM FOR BCNR

Via: BUPERS/BCNR Coordinator

Subj: LT [REDACTED] USN [REDACTED]

Ref: (a) SECNAVINST 1401.1B

Encl: (1) BCNR File

1. Enclosure (1) is returned, recommending disapproval of LTJG [REDACTED] request for a special promotion board and the removal of his FY-00 failure of selection to lieutenant.
2. LTJG [REDACTED] request is without merit. His record was reviewed before the FY-00 Active Line Lieutenant (LDO) Promotion Selection Board and he was not selected. Since board deliberations are secret, the exact reason he failed to select cannot be determined. Reference (a) paragraph 5b authorizes a special selection board under certain circumstances, none of which are evident in enclosure (1).
3. Recommend disapproval of his request.

[REDACTED]
N. [REDACTED] ES

BCNR Liaison, Officer Promotions and
Enlisted Advancements Division